

## COMMITTEE REPORT

### MR. PRESIDENT:

The Senate Committee on Elections and Civic Affairs, to which was referred House Bill No. 1430, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1           Page 3, between lines 11 and 12, begin a new paragraph and insert:
- 2           "SECTION 5. IC 3-6-7-5, AS ADDED BY P.L.38-1999, SECTION
- 3           7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 4           2003]: Sec. 5. (a) A pollbook holder **or a challenger** appointed under
- 5           this chapter is entitled to do the following:
- 6               (1) Enter the polls at least thirty (30) minutes before the opening
- 7               of the polls and remain there throughout election day until the
- 8               polls close.
- 9               (2) Enter, leave, and reenter the polls at any time on election day.
- 10          (b) A pollbook holder **or a challenger** is subject to the orders of the
- 11          board while in the polls.
- 12          (c) If demanded by a member of the precinct election board, a
- 13          pollbook holder **or a challenger** shall produce the identification card
- 14          issued under section 1(d) of this chapter."
- 15          Page 8, line 11, delete "36-8-6-12" and insert "**3-8-6-12**".
- 16          Page 28, between lines 14 and 15, begin a new paragraph and insert:
- 17          "SECTION 41. IC 3-11-8-16, AS AMENDED BY P.L.38-1999,
- 18          SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 19          JULY 1, 2003]: Sec. 16. ~~Challengers appointed under IC 3-6-7 are~~

1 entitled to stand at the sides of the chute next to the entrance to the  
 2 polls; as provided in IC 3-6-7-2. No other A person may **not** remain  
 3 within fifty (50) feet of the entrance to the polls except for the purpose  
 4 of offering to vote."

5 Page 32, between lines 14 and 15, begin a new paragraph and insert:  
 6 "SECTION 52. IC 3-14-1-17 IS ADDED TO THE INDIANA CODE  
 7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 8 1, 2003]: **Sec. 17. (a) As used in this section, "officeholder" refers**  
 9 **to a person who holds an elected office.**

10 **(b) Except as provided in subsection (c), a person who**  
 11 **knowingly or intentionally authorizes, finances, sponsors, or**  
 12 **participates in the preparation, distribution, or broadcast of paid**  
 13 **political advertising or campaign material that falsely represents**  
 14 **that a candidate in any election is or has been an officeholder**  
 15 **commits a Class B misdemeanor. However, the offense is a Class**  
 16 **A misdemeanor if the person has a prior unrelated conviction**  
 17 **under this section.**

18 **(c) Subsection (b) does not apply to a person whose sole act is,**  
 19 **in the normal course of business, participating in the preparation,**  
 20 **the printing, distribution, or broadcast of the advertising or**  
 21 **material containing the false representation."**

22 Page 37, line 24, delete "IC 3-11-13-4 IS" and insert "THE  
 23 FOLLOWING ARE".

24 Page 37, line 25, delete "." and insert ": IC 3-6-7-2; IC 3-11-13-4."

25 Renumber all SECTIONS consecutively.

(Reference is to HB 1430 as printed February 25, 2003.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 8, Nays 0.

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**Lawson C**

**Chairperson**